

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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ATLANTIC CITY ASSOCIATES, LLC, :

Plaintiff, :

v. :

CARTER & BURGESS CONSULTANTS, :

INC. and KEATING BUILDING :

CORP., :

Defendants. :

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Civil Action No.  
05-3227-NLH-JS

**ORDER**

**APPEARANCES:**

Joseph A. Battipaglia, Esquire  
Patrick J. Kearney, Esquire  
Duane Morris LLP  
30 S. 17th Street  
Philadelphia, PA 19103  
*Attorneys for Plaintiff*

Timothy J. Bloh, Esquire  
Jacob S. Perskie, Esquire  
Fox Rothschild LLP  
1301 Atlantic Avenue  
Atlantic City, NJ 08401  
*Attorneys for Defendant*

**HILLMAN**, District Judge

For the reasons expressed in the Court's Opinion entered on  
this date,

IT IS on this 31st day of March, 2010, hereby

**ORDERED** that Defendant Carter & Burgess Consultants, Inc.'s  
Motion for Judgment as a Matter of Law [461] is **DENIED**; and it is  
further

**ORDERED** that Defendant Carter & Burgess Consultants, Inc.'s Motion for Judgment as a Matter of Law Under Rule 50(b) or, in the Alternative, for a New Trial under Rule 59 [479] is **DENIED**.

s/ Noel L. Hillman  
HON. NOEL L. HILLMAN, U.S.D.J.

At Camden, New Jersey